IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 12TH MARCH 2007 / 21ST PHALGUNA 1928

Crl.Rev.Pet.No. 1072 of 2007

CRA.700/2004 of ADDL. SESSIONS COURT, THRISSUR
ST.2358/1999 of JUDL. MAGISTRATE OF FIRST CLASS COURT, KUNNAMKULAM

.....

REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

SASIKUMAR,S/O.SURESH CHANDRAN,
VALLASSERY HOUSE,KARAKKAD DESOM,CURUVAYUR,
THRISSUR DISTRICT.

BY ADV. SRI.BABU CHERUKARA

RESPONDENTS: RESPONDENT/RESPONDENT/COMPLAINANT
----

1. BHOOPRABHA FINANCE,VICTORY SHOPPING COMPLEX,BYJU ROAD,KUNNAMKULAM,REP.BY ITS MANAGING PARTNER,VINOY C.PAPPACHAN,S/O.PAPPACHAN, CHEMMANNUR (H) VYSSERY,KUNNAMKULAM,THRISSUR DIST.

2. STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.

R2 BY PUBLIC PROSECUTOR MR.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 12/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.1072 of 2007

DATED THIS THE 12th March 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for a period of one month and to pay a compensation of Rs.60,000/- under Section 357(3)Cr.P.C. and in default to undergo simple imprisonment for three months.

2. The revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation.

In the circumstances, the sentence is modified to imprisonment till the rising of the court. The remaining portion of the sentence regarding compensation is confirmed. The revision petitioner is granted six months time to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court, Kunnamkulam on 12-9-2007 to receive sentence. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

ks.